IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

WEDNESDAY, THE 13TH SEPTEMBER 2006 / 22ND BHADRA 1928

Bail Appl..No. 5395 of 2006

CRIME NO.263/2006 OF SAKTHIKULANGARA POLICE STATION

PETITIONER/ACCUSED

R.VISWAMBARAN, S/O. RAGHAVAN,
AGED 56 YEARS, PARIKKEZHATHU PADINJATTATHIL,
KANNIMEL CHERRY, SAKTHIKULANGARA, KOLLAM.

BY ADV. SRI.DILEEP P.PILLAI

RESPONDENTS: COMPLAINANT

STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR T.K. KUNHABDULLA

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 13/09/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A. 5395/2006

DATED THIS THE 13TH DAY OF SEPTEMBER, 2006

O R D E R

The petitioner approaches this Court, under Section 438 Cr.P.C., as he apprehends arrest by the Sakthikulangara police Station authorities, in crime No.263/2006 of that police station, for the offence punishable under Section 308 IPC.

2. The materials available on record show that the defacto complainant had sustained various injuries like lienear abrasions and incised injuries on different parts of the body. However, it is also brought out that the petitioner too sustained some injures like contusions in the same transactions and therefore, another crime, No.283/2006 of the same police station, was registered against the defacto complainant.

3. In the above facts situation, I direct the petitioner to appear before the Investigating Officer of Sakthikulangara police station, on 20.9.2006 between

10.30 a.m and 11.00 am.

4. The Investigating Officer shall interrogate the petitioner and in the event of his arrest, he shall be released on bail, on he executing a bond for Rs.10,000/-, with two solvent sureties, each for the like sum, to the satisfaction of the Investigating Officer, arresting him.

5. The petitioner shall appear before the Investigating Officer, as and when required, till 31.10.2006, for the purpose of the completion of the investigation.

The application is disposed of as above.

J.M.JAMES
JUDGE

mrcs